

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1027 be amended to read as follows:

- 1 Page 1, line 13, delete "." and insert **"if the court determines that**
- 2 **proceeding without counsel may lead to an erroneous decision."**.
- 3 Page 1, line 14, delete "is impoverished according" and insert
- 4 **"earns not more than two hundred percent (200%) of the federal**
- 5 **poverty guidelines"**.
- 6 Page 1, line 15, delete "to the federal poverty guidelines".
- 7 Page 1, line 17, delete "that the person:" and insert **"that:"**.
- 8 Page 2, line 1, after "(1)" insert **"the person"**.
- 9 Page 2, line 1, delete "financial resources" and insert **"sufficient**
- 10 **means"**.
- 11 Page 2, line 4, after "(2)" insert **"the person"**.
- 12 Page 2, delete lines 5 through 6.
- 13 Page 2, line 7, delete "(4)" and insert **"(3) the person "**.
- 14 Page 2, line 7, delete "or".
- 15 Page 2, delete line 8, begin a new line block indented and insert:
- 16 **"(4) the person's claim or defense is patently frivolous; or**
- 17 **(5) the assigning of counsel would severely and adversely**
- 18 **affect any specific fiscal or other governmental interest."**.
- 19 Page 2, after line 11, begin a new paragraph and insert:
- 20 **" (e) The reasonable attorney's fees and expenses of an attorney**
- 21 **assigned to represent an applicant under this section shall be paid**
- 22 **from the money appropriated to the court by the county fiscal body**
- 23 **as part of the regular budgeting process."**.

(Reference is to HB 1027 as printed January 31, 2002.)

Representative Kuzman